

**REMARKS/ARGUMENTS**

Reconsideration of the application as amended is respectfully requested.

Claims 51 and 54-57 are in the application. The limitations of claim 58 have been added to claim 51 and, accordingly, claim 58 has been canceled.

In the Official Action, the Examiner rejected claims 51 and 54-58 under 35 U.S.C. §102(b) as being anticipated by Dickie (U.S. Patent No. 5,337,924).

Dickie is directed to an integral pump bottle having a pump face 14 with a pump 22 integrally molded therein. (col. 2, lines 11-12). The pump 22 includes a series of recesses 24 defined by valleys 26 and crests 28. The valleys 26 and crests 28 allow pad 30 "to move back and forth relative to the opposing face 16 with less force than without the pump." (col. 2, lines 15-19). In use, the pad 30 is moved forward and backward to pump the contents out of the bottle. (col. 3, lines 1-14).

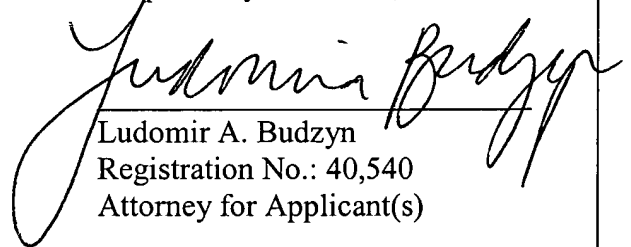
Amended claim 51 is directed to a pump, which includes a pump body, a fluid reservoir formed in the pump body, and a deflectable diaphragm. The diaphragm is "deflectable from an initial position, where said diaphragm extends outwardly from said pump, to a second, deflected position, where said diaphragm extends into said pump, said diaphragm decreasing the volume encompassed by said fluid reservoir when in said second position." Furthermore, "said

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diaphragm remains in said deflected position". In contrast to the pump of claim 51, the Dickie device does not utilize a diaphragm which remains in a deflected position. Rather, as described above, the pad 30 is intentionally allowed to move back and forth to allow for a pumping action. There is no disclosure or suggestion in Dickie to have the pad 30 remain in a deflected position extending into the pump. It is respectfully submitted that claims 51 and 54-57 are patentable over Dickie.

Favorable action is earnestly solicited. If there are any questions or if additional information is required, the Examiner is respectfully requested to contact Applicants' attorney at the number listed below.

Respectfully submitted,



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